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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/642,255
Filing Date	August 15, 2003
First Named Inventor	DOLE et al,
Art Unit	1614
Examiner Name	Not Yet Known
Attorney Docket Number	52339AUSM1

Total Number of Pages in This Submission

ENCLOSURES (Check all that apply)

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Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Wendy L. Washtien Ph.D.
Signature	<i>Wendy L. Washtien</i>
Date	February 10, 2005

CERTIFICATE OF TRANSMISSION/MAILING

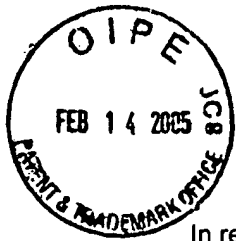
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Alishia L. Rowe-Babb
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Signature	<i>Alishia L. Rowe-Babb</i>	Date	February 10, 2005
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of DOLE et al. : Group Art Unit: 1614
Application No.: US10/642,255 : Examiner: Not Yet Known
Filed: August 15, 2003 : Docket No. 52339AUSM1
For: GENE THERAPY FOR CRITICAL LIMB ISCHEMIA WITH WILD-TYPE OR MUTANT eNOS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with 37 CFR §1.56 and 1.97 through 1.98, applicants which to make known to the Patent and Trademark Office the references cited on the attached form PTO-1449 (copies enclosed). The references cited on the attached form PTO-1449 include references that were first cited in a foreign search report (attached) in a counterpart foreign application not more than 3 months prior to the mailing date of this IDS. As to any reference supplied, applicants do not admit that it is "prior art" under 35 U.S.C. §102 or 103, and specifically reserve the right to traverse or antedate any such reference, as by a showing under 37 C.F.R. §1.131 or other method. Although the aforesaid references are made known to the Patent and Trademark Office in compliance with applicants' duty to disclose all information they are aware of which is believed relevant to the examination of the above-identified application, applicants believe that their invention is patentable.

This Supplemental IDS is being filed before the mailing of the first Office Action on the merits as described in 37 CFR 1.97(b). Therefore, it is believed that no fee is required under 37CFR 1.97(b)(3). However, Commissioner is hereby authorized to charge any additional fees required to facilitate the filing of this application to deposit account 02-2117. This is, however, not authorization to charge the issue fee.

Please acknowledge receipt of this Supplemental Information Disclosure Statement and kindly make the cited references of record in the above-identified application.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Wendy L. Washten", with a long horizontal flourish extending to the right.

Wendy L. Washten, Ph.D. (Reg. No. 36,301)
Patent Agent for Applicants

Date: Feb 10, 2005

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FORM PTO-1449 (REV. 7-80) INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 52339AUSM1	APPLICATION NO. US10/642,255
	APPLICANTS DOLE et al,			
	FILING DATE August 15, 2003		GROUP ART UNIT 1614	

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
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FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION	
			YES	NO

1.	<i>KAUSER et al</i> , Bone marrow progenitor mediated postishhemic blood flow recovery and limb salvage in a mouse model of critical limb ischemia. <i>Experimental Hematology</i> 2003
2.	<i>MESSINA et al</i> , Therapeutic angiogenesis for critical limb ischemia: invited commentary <i>Journal of Controlled Release</i> 2002. Vol. 78, pages 285-294, especially pages 285 and 287-293.
3.	<i>BROUET et al</i> , Hsp90 ensure the transition from early Ca ²⁺ -dependent to the late phosphorylation-dependent activation of the endothelial nitric-oxide synthase in vascular endothelial growth factor exposed endothelial cells <i>The Journal of Biological Chemistry</i> , August 2001, Vol. 276, No. 35. Pages 32663-32669
4.	<i>FULTON et al</i> , Regulation of endothelium-derived nitric oxide production by the protein kinases Akt <i>Nature</i> June 1999, Vol. 399 pages 597-601
5.	<i>KHURANA et al</i> , Gene therapy for cardiovascular disease <i>Hypertension</i> 2001, Vol. 38 pages 1210-1216
6.	
7.	

EXAMINER	DATE CONSIDERED
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* EXAMINER: Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant(s).